

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

<b>ROOT, INC., <i>et al.</i>,</b>	:	
	:	<b>Case No. 2:23-cv-512</b>
	:	
<b>Plaintiffs,</b>	:	<b>Judge Sarah D. Morrison</b>
	:	
<b>v.</b>	:	<b>Magistrate Judge Chelsey M. Vascura</b>
	:	
<b>BRINSON CALEB SILVER, <i>et al.</i>,</b>	:	
	:	
<b>Defendants.</b>	:	

**PLAINTIFFS' NOTICE OF DEFENDANT SILVER'S  
NON-COMPLIANCE WITH COURT ORDERS**

Plaintiffs Root Inc., Caret Holdings, Inc., and Root Insurance Agency, LLC (“Root”) give notice of Defendant Brinson Caleb Silver’s failure to comply with this Court’s order to disclose. Specifically, on May 9, 2023, the Court ordered Mr. Silver “to disclose to Root all of his bank accounts and non-banked assets within fourteen days.” (ECF No. 86 at 5.) Mr. Silver did not comply. Thereafter, during the May 26, 2023 hearing, Mr. Silver moved for an extension of time to disclose his assets, which the Court granted. (ECF No. 109 at 2.) The Court then ordered Mr. Silver to disclose his assets on or before Friday, June 2, 2023. (*Id.*) The Court also ordered Root to advise the Court of Mr. Silver’s compliance, or lack thereof, with the new deadline. (*Id.*)

On May 31, 2023, Silver moved for an extension of time to move or plead and to respond to discovery requests. (ECF No. 112.) The Court granted the motion. (ECF No. 113.) However, Silver did not move to extend, and the Court did not grant any extension for, Silver’s June 2, 2023, deadline to disclose all of his assets to Root. In accordance with this Court’s May 26, 2023 Order, Root hereby gives notice that Silver has not disclosed “all of his bank accounts and non-banked assets” to Root in accordance with ECF No. 109.

DATED: June 5, 2023

Respectfully submitted,

/s/ William D. Kloss, Jr.

William D. Kloss, Jr. (0040854), Trial Attorney  
Tiffany S. Cobb (0067516)  
Elizabeth S. Alexander (0096401)  
Grace E. Saalman (0101603)  
VORYS, SATER, SEYMOUR AND PEASE LLP  
52 East Gay Street, P.O. Box 1008  
Columbus, Ohio 43216-1008  
Phone: (614) 464-6360  
Fax: (614) 719-4807  
wdklossjr@vorys.com  
tscobb@vorys.com  
esalexander@vorys.com  
gesaalman@vorys.com

Matthew L. Kutcher (IL Bar No. 6275320)  
COOLEY LLP *Admitted Pro Hac Vice*  
110 N. Wacker Drive Suite 4200  
Chicago, IL 60606  
Phone (312)-881-6500  
Fax (312)-881 6598  
mkutcher@cooley.com

Kristine A. Forderer (CA Bar No. 278754)  
COOLEY LLP *Admitted Pro Hac Vice*  
3 Embarcadero Center  
San Francisco, CA 94111  
Phone (415) 693-2128  
kforderer@cooley.com

*Counsel for Plaintiffs*

**CERTIFICATE OF SERVICE**

The foregoing was filed electronically on this 5 June 2023, with the Clerk of Court using the CM/ECF system. Service will be made through the Court's CM/ECF system on all parties and attorneys so registered, and all parties may access this filing through the Court's system.

A copy was also sent by regular U.S.P.S mail and email to the following:

Paige McDaniel  
5576 Alexanders Lake Rd.  
Stockbridge, GA 30281  
paigemcase25@gmail.com

/s/ William D. Kloss, Jr.

William D. Kloss, Jr. (0040854)